IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

MONDAY, THE 30TH JULY 2007 / 8TH SRAVANA 1929

Bail Appl..No. 4631 of 2007()

AGAINST THE JUDGEMENT/ORDER IN BA.4151/2007
CMP.1338/2007 of J.M.F.C.,PARAPPANANGADI
CRIME NO.109/07 OF PARAPPANANGADI POLICE STATION

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PETITIONER/1ST ACCUSED:

BHAKTAVALSALAN, S/O. NAYADI,
ADHIKARIMANAMMAL MANAKKAL HOUSE, ARIYALLOOR P.O.,
PARAPPANANGADI.

BY ADV. SRI.S.RAJEEV

RESPONDENTS: STATE:

STATE OF KERALA,
REPRESENTED BY THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM. (CRIME NO.109 OF
2007 OF PARAPPANANGADI POLICE STATION).

BY P.P. SRI.JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 30/07/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R. BASANT, J.

B.A. NO. 4631 of 2007

Dated this the 30th day of July, 2007

ORDER

Application for regular bail. The petitioner faces allegations, inter alia, under Secs.326 and 307 of the IPC. He is the 1st accused. The alleged incident took place on 21/3/07. The petitioner remains in custody from 21/6/07. An earlier application filed by the petitioner was dismissed as per the order dated 10/7/07 in B.A.No.4151/07 with the observation that the petitioner can move this Court for bail again at a later date – not prior to 24/7/07. Accordingly, this application has been filed. This order must be read in continuation of the earlier order dated 10/7/07 in which facts have been referred to in detail.

2. The learned counsel for the petitioner prays, the learned Public Prosecutor does not seriously oppose the said prayer and I am satisfied that the petitioner can now be

enlarged on bail subject to appropriate terms and conditions.

3. **In the result:**

(a) The application is allowed.

(b) The petitioner shall be released on bail on the following terms and conditions:

(i) The petitioner shall execute a bond for Rs.50,000/- with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate.

(ii) The petitioner shall make himself available for interrogation before the Investigating Officer on all Mondays for a period of two months from this date.

(iii) The petitioner shall not enter the Sessions Division of Manjeri without the prior permission of the learned Magistrate except for the purpose of complying with Condition No.(ii) above.

(R. BASANT, JUDGE)

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